

SB260_L.033

HOUSE COMMITTEE OF REFERENCE AMENDMENT

Committee on Education.SB13-260 be amended as follows:

1 Amend reengrossed bill, page 7, line 8, strike "FIVE" and substitute
2 "TWO".

3 Page 7, line 9, strike "\$5,505,276,794);" and substitute
4 "\$5,502,276,794);".

5 Page 16, after line 9 insert:

6 "SECTION 11. In Colorado Revised Statutes, add 22-28-115 as
7 follows:

8 **22-28-115. Early childhood quality incentive program -**
9 **legislative declaration.** (1) THE GENERAL ASSEMBLY FINDS THAT:

10 (a) QUALITY PRESCHOOL PROGRAMS ARE VITAL TO THE HEALTH
11 AND WELL-BEING OF THE CHILDREN IN COLORADO;

12 (b) THE HUMAN CAPACITY TO DEVELOP AND CHANGE IS GREATEST
13 FROM BIRTH TO FIVE YEARS, WHEN THE BRAIN IS MOST MALLEABLE AND
14 ABLE TO CHANGE IN RESPONSE TO EDUCATION AND STIMULATION;

15 (c) THE INVESTMENT MADE IN QUALITY PRESCHOOL BENEFITS
16 CHILDREN, PARENTS, AND THE COMMUNITY IN THE LONG TERM;

17 (d) CHILDREN WHO PARTICIPATE IN THE COLORADO PRESCHOOL
18 PROGRAM ARE LESS LIKELY TO REPEAT A GRADE OR REQUIRE SPECIAL
19 EDUCATION SERVICES AND MORE LIKELY TO SHOW DESIRABLE ACADEMIC
20 GROWTH AND ACHIEVEMENT;

21 (e) HIGH-QUALITY PRESCHOOL PROGRAMS ARE KNOWN TO RESULT
22 IN GREATER KINDERGARTEN READINESS AND ACADEMIC ACHIEVEMENT;
23 AND

24 (f) GRANTS TO IMPROVE PRESCHOOL PROGRAMS RECOGNIZE AND
25 SUPPORT THE COST OF PROVIDING HIGH-QUALITY EARLY LEARNING,
26 ENSURE PRESCHOOL PROGRAM SUSTAINABILITY, AND RESULT IN A BETTER
27 RETURN ON THE MONEY INVESTED IN THE PRESCHOOL PROGRAM.

28 (2) SUBJECT TO THE PROVISIONS OF SUBSECTION (8) OF THIS
29 SECTION, THERE IS CREATED IN THE DEPARTMENT WITHIN THE COLORADO
30 PRESCHOOL PROGRAM THE EARLY CHILDHOOD INCENTIVE PROGRAM,
31 REFERRED TO IN THIS SECTION AS THE "PROGRAM". THROUGH THE
32 PROGRAM, AN ELIGIBLE SCHOOL DISTRICT MAY APPLY TO THE
33 DEPARTMENT TO RECEIVE AN INITIAL GRANT TO PAY THE COST OF
34 OBTAINING A SCHOOL-READINESS QUALITY RATING PURSUANT TO SECTION
35 26-6.5-106 (5), C.R.S., FOR THE DISTRICT'S PRESCHOOL PROGRAM AND,



1 BASED ON THE QUALITY RATING THAT THE DISTRICT'S PRESCHOOL
2 PROGRAM ACHIEVES, TO RECEIVE A QUALITY IMPROVEMENT GRANT THAT
3 THE DISTRICT MUST USE TO ENHANCE THE QUALITY OF THE DISTRICT'S
4 PRESCHOOL PROGRAM.

5 (3) (a) THE SCHOOL DISTRICT PRESCHOOL PROGRAM ADVISORY
6 COUNCIL FOR A SCHOOL DISTRICT SHALL ASSESS THE SCHOOL DISTRICT'S
7 NEED TO PARTICIPATE IN THE PROGRAM AND RECOMMEND TO THE SCHOOL
8 DISTRICT BOARD OF EDUCATION WHETHER IT WOULD BE BENEFICIAL FOR
9 THE SCHOOL DISTRICT TO APPLY TO THE DEPARTMENT TO PARTICIPATE IN
10 THE PROGRAM.

11 (b) FOR THE 2013-14 BUDGET YEAR AND EVERY SECOND BUDGET
12 YEAR THEREAFTER, AN ELIGIBLE SCHOOL DISTRICT MAY, UPON
13 RECOMMENDATION OF THE SCHOOL DISTRICT PRESCHOOL PROGRAM
14 ADVISORY COUNCIL, APPLY TO THE DEPARTMENT TO PARTICIPATE IN THE
15 PROGRAM. A SCHOOL DISTRICT IS AN ELIGIBLE SCHOOL DISTRICT FOR
16 PURPOSES OF THIS SECTION IF IT HAS ESTABLISHED A PRESCHOOL PROGRAM
17 THROUGH THIS ARTICLE THAT IS IN COMPLIANCE WITH THE REQUIREMENTS
18 OF THE COLORADO PRESCHOOL PROGRAM AND IS LICENSED BY THE
19 DEPARTMENT OF HUMAN SERVICES PURSUANT TO ARTICLE 6 OF TITLE 26,
20 C.R.S. ONLY THE CLASSROOMS WITHIN THE SCHOOL DISTRICT'S
21 PRESCHOOL PROGRAM IN WHICH ONE OR MORE STUDENTS ARE ENROLLED
22 THROUGH THE COLORADO PRESCHOOL PROGRAM MAY PARTICIPATE IN THE
23 PROGRAM.

24 (c) IF A SCHOOL DISTRICT THAT, PURSUANT TO SECTION 22-28-109,
25 CONTRACTS OUT ALL OR ANY PORTION OF THE SCHOOL DISTRICT'S
26 PRESCHOOL PROGRAM TO A HEAD START AGENCY OR TO ONE OR MORE
27 CHILD CARE AGENCIES LOCATED IN THE SCHOOL DISTRICT APPLIES TO
28 PARTICIPATE IN THE PROGRAM, THE SCHOOL DISTRICT SHALL ALLOW THE
29 HEAD START AGENCY OR CHILD CARE AGENCIES TO PARTICIPATE IN THE
30 PROGRAM THROUGH THE SCHOOL DISTRICT. THE SCHOOL DISTRICT SHALL
31 ENSURE THAT THE NUMBER OF HEAD START OR CHILD CARE AGENCY
32 CONTRACT CLASSROOMS OF THE DISTRICT THAT PARTICIPATE IN THE
33 PROGRAM BEARS THE SAME PERCENTAGE TO THE TOTAL NUMBER OF
34 PRESCHOOL CLASSROOMS OF THE DISTRICT THAT PARTICIPATE IN THE
35 PROGRAM AS THE NUMBER OF HEAD START OR CHILD CARE AGENCY
36 CONTRACT CLASSROOMS BEARS TO THE TOTAL NUMBER OF PRESCHOOL
37 PROGRAM CLASSROOMS OF THE DISTRICT.

38 (4) (a) THE DEPARTMENT SHALL OPERATE THE PROGRAM ON A
39 TWO-YEAR BUDGET CYCLE. IN THE FIRST BUDGET YEAR, AN ELIGIBLE
40 SCHOOL DISTRICT MAY APPLY TO THE PROGRAM AND RECEIVE A
41 SCHOOL-READINESS QUALITY RATING AS PROVIDED IN SECTION 26-6.5-106,

1 C.R.S. A CLASSROOM THAT IS RATED WITH ZERO, ONE, OR TWO STARS MAY
2 RECEIVE A QUALITY IMPROVEMENT GRANT IN THE FIRST AND SECOND
3 BUDGET YEARS OF THE CYCLE IN AN AMOUNT EQUAL TO THREE THOUSAND
4 DOLLARS PER CLASSROOM PER YEAR. THE DISTRICT MUST USE A GRANT
5 RECEIVED PURSUANT TO THIS SUBSECTION (4) IN FURTHERANCE OF THE
6 DISTRICT'S QUALITY IMPROVEMENT PLAN GENERATED BY THE QUALITY
7 IMPROVEMENT RATING.

8 (b) A SCHOOL DISTRICT PRESCHOOL PROGRAM CLASSROOM THAT
9 IS OPERATED BY A HEAD START OR CHILD CARE AGENCY PURSUANT TO
10 SECTION 22-28-109 AND THAT RECEIVES A QUALITY IMPROVEMENT GRANT
11 PURSUANT TO THE PROGRAM MUST RECEIVE ONE HUNDRED PERCENT OF
12 THE GRANT ALLOWED IN EACH YEAR OF THE PROGRAM.

13 (5) AT THE CONCLUSION OF THE SECOND BUDGET YEAR IN WHICH
14 A DISTRICT RECEIVES A QUALITY IMPROVEMENT GRANT PURSUANT TO THIS
15 SECTION, THE DISTRICT SHALL SUBMIT A REPORT TO THE DEPARTMENT
16 THAT INCLUDES THE FOLLOWING INFORMATION:

17 (a) THE NUMBER OF CLASSROOMS FOR WHICH THE SCHOOL
18 DISTRICT RECEIVED QUALITY IMPROVEMENT GRANTS PURSUANT TO THE
19 PROGRAM;

20 (b) THE PURPOSES FOR WHICH THE DISTRICTS USED THE QUALITY
21 IMPROVEMENT GRANTS; AND

22 (c) THE PROGRESS MADE BY THE SCHOOL DISTRICT IN INCREASING
23 THE QUALITY OF THE SCHOOL DISTRICT'S PRESCHOOL PROGRAM AS A
24 RESULT OF THE QUALITY IMPROVEMENT GRANTS.

25 (6) IN ITS ANNUAL REPORT TO THE GENERAL ASSEMBLY
26 REGARDING THE COLORADO PRESCHOOL PROGRAM, THE DEPARTMENT
27 SHALL INCLUDE THE FOLLOWING INFORMATION ABOUT THE EARLY
28 CHILDHOOD QUALITY INCENTIVE PROGRAM:

29 (a) THE NUMBER OF DISTRICTS THAT APPLIED TO PARTICIPATE IN
30 THE PROGRAM AND THE NUMBER OF DISTRICTS THAT WERE APPROVED TO
31 PARTICIPATE IN THE PROGRAM;

32 (b) THE NUMBER OF PRESCHOOL CLASSROOMS THAT ACHIEVED A
33 QUALITY RATING AS A RESULT OF THE PROGRAM AND THE QUALITY LEVELS
34 OF THE CLASSROOMS THAT WERE RATED;

35 (c) THE NUMBER OF QUALITY IMPROVEMENT GRANTS THAT WERE
36 AWARDED; AND

37 (d) BASED ON THE INFORMATION PROVIDED IN THE DISTRICTS'
38 REPORTS TO THE DEPARTMENT PURSUANT TO SUBSECTION (5) OF THIS
39 SECTION, THE WAYS IN WHICH THE DISTRICTS USED THE QUALITY
40 IMPROVEMENT GRANTS TO IMPROVE QUALITY IN THEIR PRESCHOOL
41 CLASSROOMS.

1 (7) THE STATE BOARD SHALL PROMULGATE RULES FOR THE
2 IMPLEMENTATION OF THIS SECTION. THE RULES MUST BE PROMULGATED
3 IN ACCORDANCE WITH THE "STATE ADMINISTRATIVE PROCEDURE ACT",
4 ARTICLE 4 OF TITLE 24, C.R.S., AND MUST ESTABLISH THE FOLLOWING:

5 (a) AN APPLICATION PROCESS THROUGH WHICH AN ELIGIBLE
6 SCHOOL DISTRICT MAY APPLY TO THE PROGRAM, WHICH PROCESS IS
7 CREATED IN CONJUNCTION WITH THE COLORADO DEPARTMENT OF HUMAN
8 SERVICES AND COMPLIES WITH COLORADO PRESCHOOL PROGRAM
9 REQUIREMENTS, STATE LICENCING REQUIREMENTS, AND THE STATE'S
10 QUALITY RATING AND IMPROVEMENT SYSTEM REQUIREMENTS;

11 (b) AN APPLICATION TIME LINE TO ENSURE THAT ALL ELIGIBLE
12 SCHOOL DISTRICTS THAT CHOOSE TO PARTICIPATE IN THE PROGRAM APPLY
13 IN THE FIRST YEAR OF THE PROGRAM'S TWO-YEAR CYCLE AND RECEIVE A
14 QUALITY RATING IN THE FIRST YEAR;

15 (c) THE DEADLINE BY WHICH EACH SCHOOL DISTRICT THAT
16 PARTICIPATES IN THE PROGRAM MUST SUBMIT A REPORT TO THE
17 DEPARTMENT AS REQUIRED IN SUBSECTION (5) OF THIS SECTION;

18 (d) A PROCESS AND CRITERIA FOR SELECTING SCHOOL DISTRICTS
19 TO PARTICIPATE IN THE PROGRAM IF THE NUMBER OF SCHOOL DISTRICTS
20 THAT APPLY TO THE PROGRAM EXCEEDS THE NUMBER OF SCHOOL
21 DISTRICTS THAT MAY PARTICIPATE IN THE PROGRAM BASED ON THE
22 AVAILABLE FUNDING AND RESOURCES FOR THE PROGRAM; AND

23 (e) ANY OTHER RULES DEEMED NECESSARY TO IMPLEMENT AND
24 OPERATE THE PROGRAM.

25 (8) (a) FOR THE 2013-14 BUDGET YEAR AND EACH BUDGET YEAR
26 THEREAFTER, THE GENERAL ASSEMBLY SHALL ANNUALLY APPROPRIATE
27 MONEYS FROM THE STATE EDUCATION FUND OF ANY OTHER SOURCE TO
28 THE DEPARTMENT FOR THE PURPOSES OF THIS SECTION.

29 (b) THE GENERAL ASSEMBLY HEREBY FINDS AND DECLARES THAT,
30 FOR THE PURPOSES OF SECTION 17 OF ARTICLE IX OF THE STATE
31 CONSTITUTION, THE EARLY CHILDHOOD QUALITY INCENTIVE PROGRAM
32 WITHIN THE COLORADO PRESCHOOL PROGRAM IS A PROGRAM FOR
33 ACCOUNTABLE EDUCATION REFORM AND MAY THEREFORE RECEIVE
34 FUNDING FROM THE STATE EDUCATION FUND CREATED IN SECTION 17 (4)
35 OF ARTICLE IX OF THE STATE CONSTITUTION."

36 Renumber succeeding sections accordingly.

37 Page 25, after line 22 insert:

38 "(7) In addition to any other appropriation, there is hereby

1 appropriated, out of any moneys in the state education fund created in
2 section 17 (4) (a) of article IX of the state constitution, not otherwise
3 appropriated, to the department of education, for the fiscal year beginning
4 July 1, 2013, the sum of \$3,000,000, or so much thereof as may be
5 necessary, to be allocated to grant programs, distributions, and other
6 assistance for the early childhood quality incentive program."

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